

Council President Christopher T. Semonelli, Presiding

Vice President Robert J. Sylvia

Councillor Richard P. Adams

Councillor Paul M. Rodrigues

Councillor M. Theresa Santos

Councillor Barbara A. VonVillas, Members Present

Councillor Bruce J. Long, Absent

PLEDGE OF ALLEGIANCE TO THE FLAG

RECONSIDERATION

The Middletown Town Council follows the codification of present-day general parliamentary law as articulated in Robert's Rules of Order Newly Revised 10th edition (2000), together with whatever rules of order the Council has adopted for its own governance. The motion to reconsider is one of the motions that can bring a question again before an assembly, and is designed to bring back for further consideration a motion which has already been voted on:

If, in the same session that a motion has been voted on, but no later than the same day or the next day on which a business meeting is held, new information or a changed situation makes it appear that a different result might reflect the true will of the assembly, a member who voted with the prevailing side can, by moving to Reconsider [RONR (10th ed.), p. 304-321] the vote, propose that the question shall come before the assembly again as if it had not previously been considered. (From Robert's Rules of Order Newly Revised In Brief, Robert, Evans et al., De Capo Press, 2004)

There were no reconsiderations.
5:30 P.M. – INTERVIEWS PLANNING BOARD VACANCIES
1. Interviews
5:30 pm Interview - Betty Jane Northup-Owen
5:40 pm Interview - Charlene A. Rose-Cirillo
5:50 pm Interview - John L. Ciummo
6:00 pm Interview - Matthew Sullivan
6:10 pm Interview - Arthur S. Weber, Jr.
On motion of Vice President Sylvia, duly seconded, it was voted unanimously to receive said communication and begin interviews.

Candidates for the Planning Board were interviewed in open session; applicant's interviews began at 5:30 pm with 1) Betty Jane Northup-Owen, 2) Charlene A. Rose-Cirillo, 3) John L. Ciummo, 4) Matthew Sullivan and 5) Arthur S. Weber, Jr.

All applicants responded to the following questions:

- 1. Why do you want to be on the Planning Board?
- 2. Are you available for meetings?
- 3. What length of term are you applying for?

Town Council President Semonelli noted that the appointments to the Planning Board will be made at the next Regular meeting of the Council to be held on March 4, 2013.

Some applicants gave personal background, experience with the board and how their personal work experience would aide them if appointed to the board.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously to recess this meeting at 6:10 pm.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously to reconvene this meeting at 6:30 pm.

6:30 P.M. - NAVY LAND SURPLUS PROPERTY-UPDATE

2. Presentation by Town Administrator of Navy Land Surplus property – update, including property transfer options, estimated or defined timeline for property to be released and matters related thereto. (No documentation)

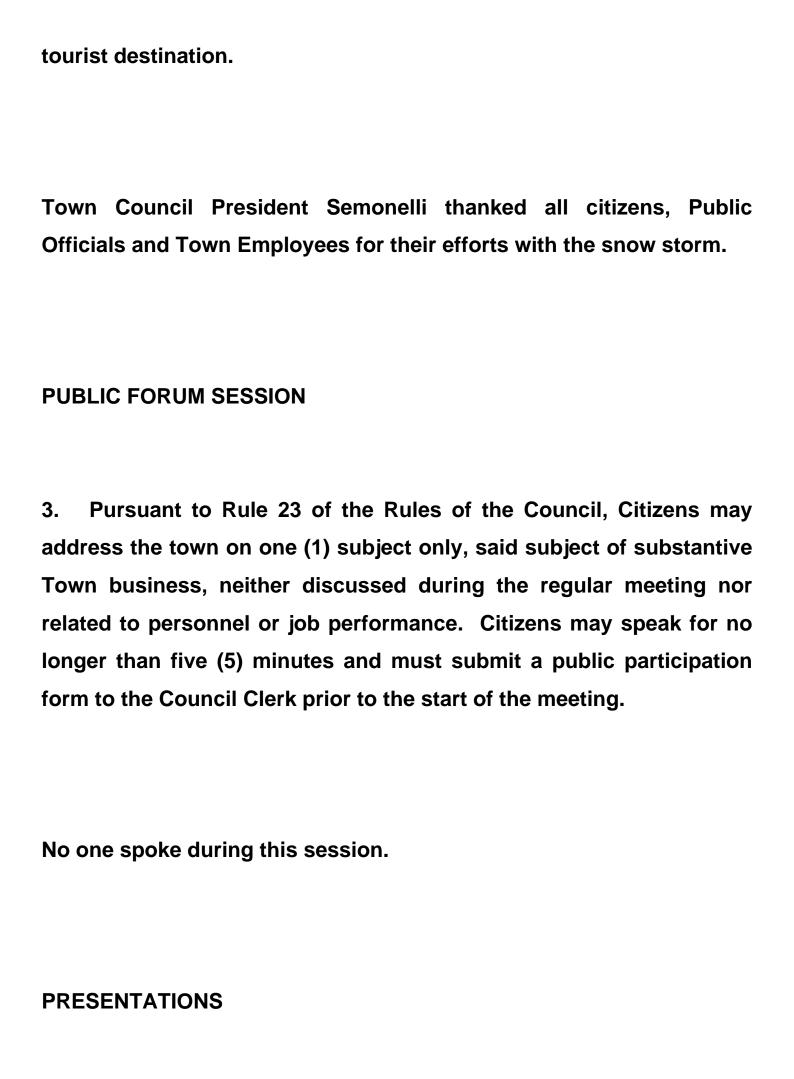


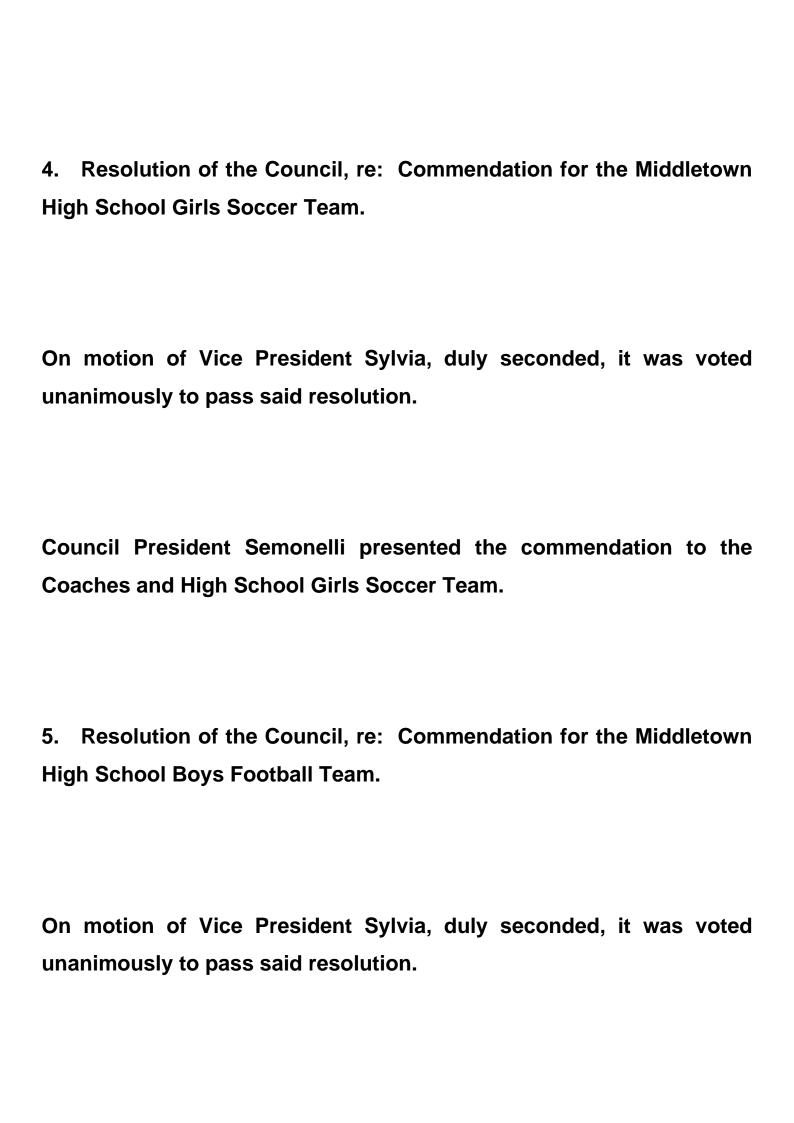
Town Administrator Shawn Brown referenced the Property Transfer Process, entered here:

Mr. Brown reviewed the Midway Pier/Greene Lane Park and Former Navy Lodge Parcel projects.

Town Administrator Shawn Brown reviewed the BRAC 2005-Naval Station Newport Surplus Lands Reuse Planning Process Timeline, entered here:

Discussion centered around whose responsibility it will be for maintenance of the park, maintenance agreement with DEM, opportunities for revenue stream at the park, zoning at the park and former Navy lodge area, railway along Burma Road and potential







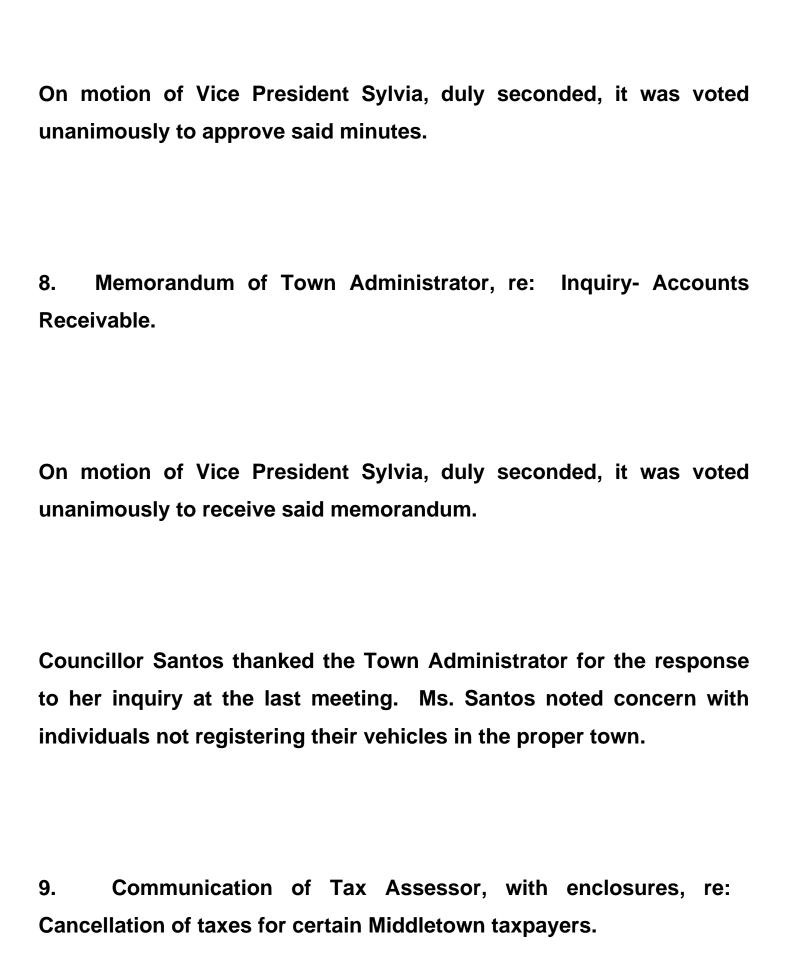
6. Email communication of Carmela Geer, Secretary Committee for Arts, re: Recognition of winners of the Town's Beach sticker contest.

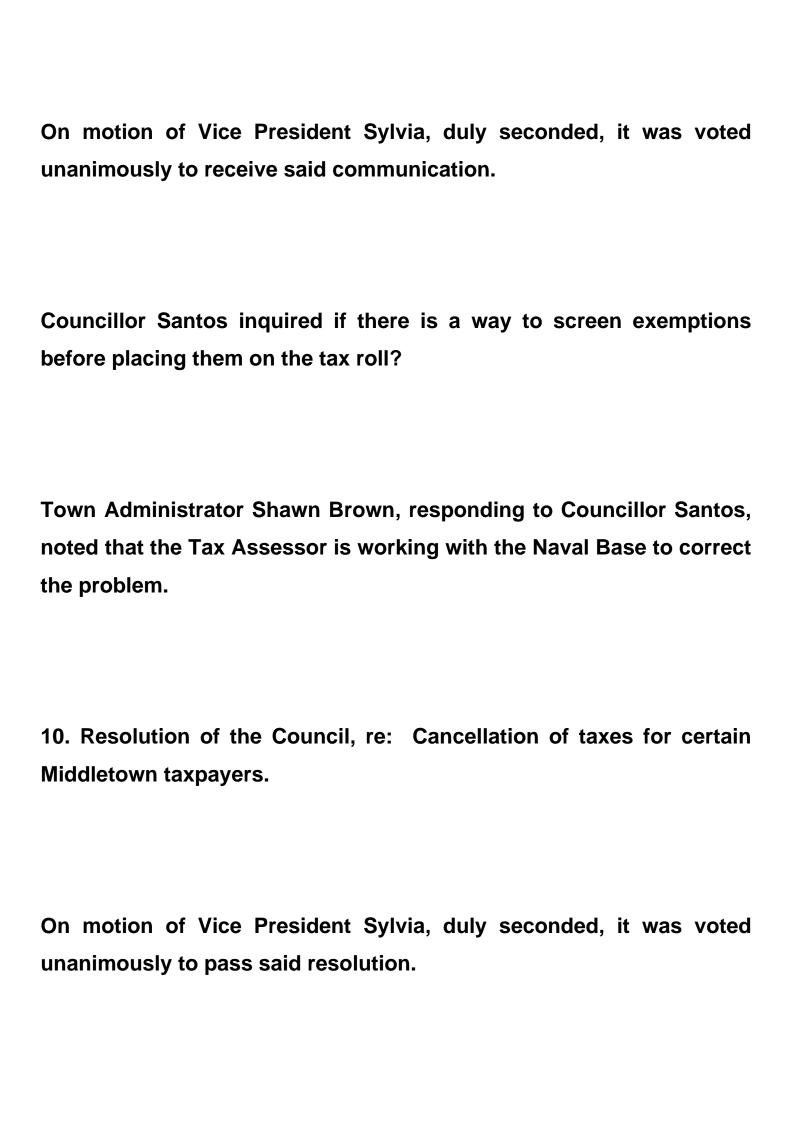
On motion of Vice President Sylvia, duly seconded, it was voted unanimously to receive said email communication.

Diane Kerins, representing the Middletown Arts Committee, addressed the Council concerning the Committee's First Annual Middletown Beach Sticker Competition. Ms. Kerins recognized the following winners of the competition.

1. Julian DeLacruz, who designed the 2013 Third Beach Sticker

Katherine Cawley, who designed the 2013 Second Beach Resident
cker
Rene Lewis, who designed the 2013 Non-Resident Beach Sticker
were presented with a plaque.
wn Council President Semonelli noted that item #24 will be ntinued to the next regular meeting of the Council.
uncillor Santos requested that items #8 and #9 be heard under the ular portion of the docket.
NSENT
Approval of Minutes, re: Regular Meeting, February 4, 2013.





11. Resolutions and Email Communications from Rhode Island Cities and Towns, re: Request support Contract Continuation - in opposition to any and all legislative proposal that would mandate expired teacher contracts must continue at the existing terms and conditions, Binding Arbitration - to oppose and reject any and all mandatory binding arbitration legislation being considered for teacher and other school employee contracts and Layoff Notification Date.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously to receive said resolutions and Email Communications.

12. Applications three (3) from the following named persons, firms or corporations for Special Event Permits. (See Attached List)

On motion of Vice President Sylvia, duly seconded, it was voted unanimously to grant said Special Event permits.

13. Email communication of Vin Mesolella, Providence, RI, re: Requesting to postpone 1747 West Main Road, CCVD II public hearing to June 2013. (Public Hearing has not been advertised; abutters have not been notified of March 4, 2013 date)

On motion of Vice President Sylvia, duly seconded, it was voted unanimously to receive said email communication and schedule public hearing to the June 3, 2013 Regular meeting of the Council.

14. Adoption of proposed budget schedule.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously to adopt said budget schedule.

PUBLIC HEARINGS

15. Public Hearing (Advertised; Abutters notified)
Application of McDonald's Restaurant, 288 East Main Road, for Additional Hours of Operation License for the 2012-2013 licensing year. (NEW)
Public Hearing was declared open.
There being no person present desiring to be heard, public hearing was declared closed.
On motion of Vice President Sylvia, duly seconded, it was voted unanimously to grant said license.
Councillor Rodrigues requested that applicants for Additional Hours

of Operation Licenses state anticipated hours on their applications.
16. Memorandum of Town Planner thru Town Administrator, re: FY2013 CDBG Application – 1st Public Hearing.
On motion of Vice President Sylvia, duly seconded, it was voted unanimously to receive said memorandum.
17. Public Hearing (Advertised)
Town of Middletown application for FY2013 Small Cities Community Development Block Grant (CDBG) program for a certain project, in an amount not to exceed \$300,000.
Public Hearing was declared open.

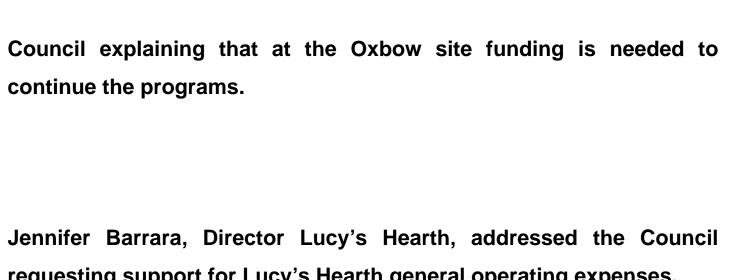
Town Administrator Shawn Brown noted that Church Community Housing assists the Town with the CDBG application.

Stephen P. Ostiguy, Executive Director, Church Community Housing Corporation, addressed the Council noting that this public hearing is the first of two. Mr. Ostiguy requests that the Town of Middletown make a 2013 CDBG application for the following activities:

Susan Schenck, Chief Operating Officer representing East Bay Action Program, requested support for the operating budget for the health and dental program.

Berniece Clohecy, Assistant Director of Head Start, noted that all the families served by the Head Start program are low income. Ms. Clohecy requests support for upgrading the doors at the Joel Peckham School for safety.

Debbie Bailey, representing the Boys & Girls Club, addressed the



requesting support for Lucy's Hearth general operating expenses.

Church Community Housing Executive Director Stephen P. Ostiguy noted Child & Family Services is requesting funding for subsidizing a program to train certified nurse assistants. Mr. Ostiguy reviewed the communications, entered here:

Council President Semonelli read the following communication into the record.

There being no person present desiring to be heard, public hearing was declared closed.

ORDINANCES

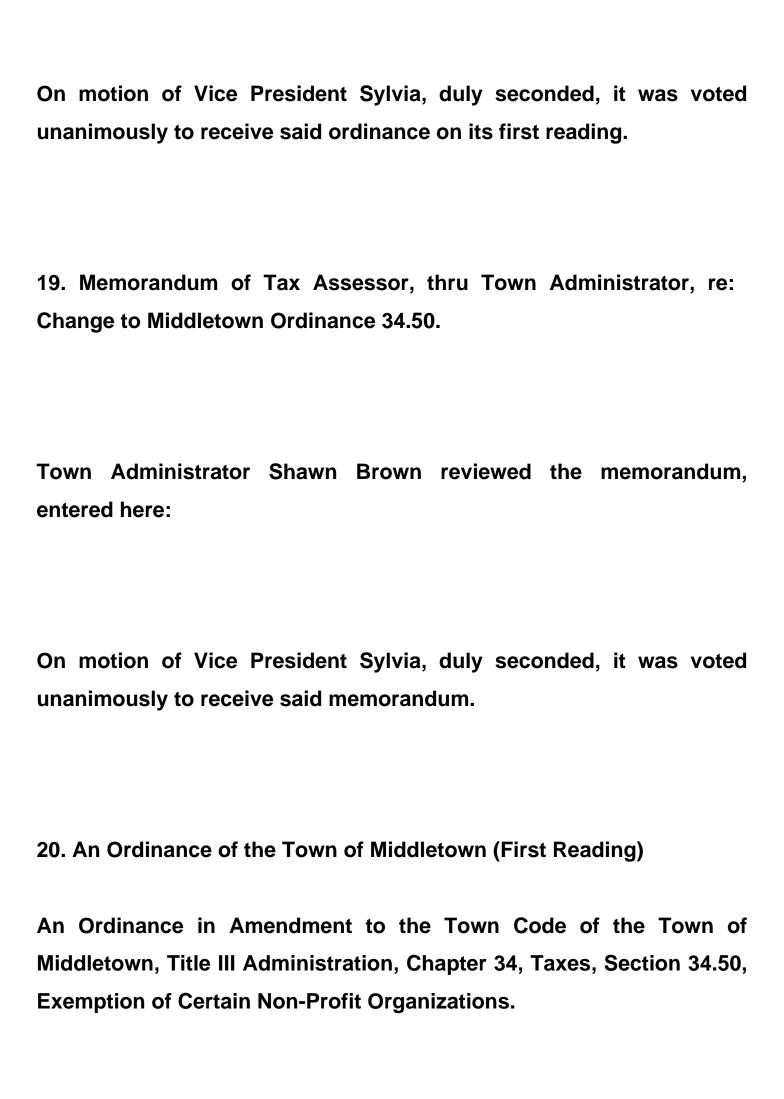
18. An Ordinance of the Town of Middletown (First Reading)

An Ordinance in Amendment to the Town Code of the Town of Middletown, Title VII Traffic Code, Chapter 75, Traffic Schedules.

Dan Prescott, 424 Wolcott Avenue, spoke in opposition to the ordinance and requests the Council delay action to allow him time to speak with the Town Engineer regarding this amendment.

Council noted that there will be a reading on this amendment to be held on March 4, 2013.

Council President Semonelli noted receipt of a fax from Mr. and Mrs. Chester A. Kunz, Jr., entered here:



On motion of Vice President Sylvia, duly seconded, it was voted unanimously to receive said ordinance on its first reading.
OTHER COMMUNICATION
21. Communication of Paul LaMond, Chair Middletown Tree Commission, re: Proposing changes in one section of the Town's Tree Ordinance.
Tree Commission Chair Paul Lamond reviewed the communication, entered here:
On motion of Vice President Sylvia, duly seconded, it was voted unanimously to receive said communication.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously to request the Town Solicitor to review requested changes to the Town's Tree Ordinance.

Town Solicitor Michael W. Miller explained that the ordinance amendment will be consistent with Rhode Island State Law.

TOWN COUNCIL COMMUNICATIONS

22. (Continued from Regular Meeting, February 4, 2013)

Email communication from Burrillville Town Clerk, with enclosures, re: Resolution in support of deleting the option of straight party voting by means of a single mark in non-primary elections.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously continue this matter to the next Regular Meeting of the Council to be held on March 4, 2013. 23. Email communication of Harry L. Staley, Chairman, RI Taxpayers, West Warwick, Rhode Island, with enclosure, re: Requesting Council to pass resolution to eliminate present voting machine Master Lever in all future elections.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously continue this matter to the next Regular Meeting of the Council to be held on March 4, 2013.

24. Memorandum of Councillor Adams, re: Elimination of Straight Party Voting in Rhode Island.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously continue this matter to the next Regular Meeting of the Council to be held on March 4, 2013.

25. Resolution of the Council, re: In support of 2013- S0044 and 2013 – H5072 to delete the option of single party voting by means of single mark in non-primary elections.

Councillor Adams noted that communications have been received from other City and Town Councils in support of the above legislation. Mr. Adams noted his support of the above mentioned bills and that Senator DiPalma co-sponsored the senate bill.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously continue this matter to the next Regular Meeting of the Council to be held on March 4, 2013.

26. Memorandum of Councillor Adams, re: Two Mile Corner Redesign Referral to Planning Board.

Councillor Adams reviewed the memorandum, entered here:

On motion of Vice President Sylvia, duly seconded, it was voted unanimously to receive said memorandum.

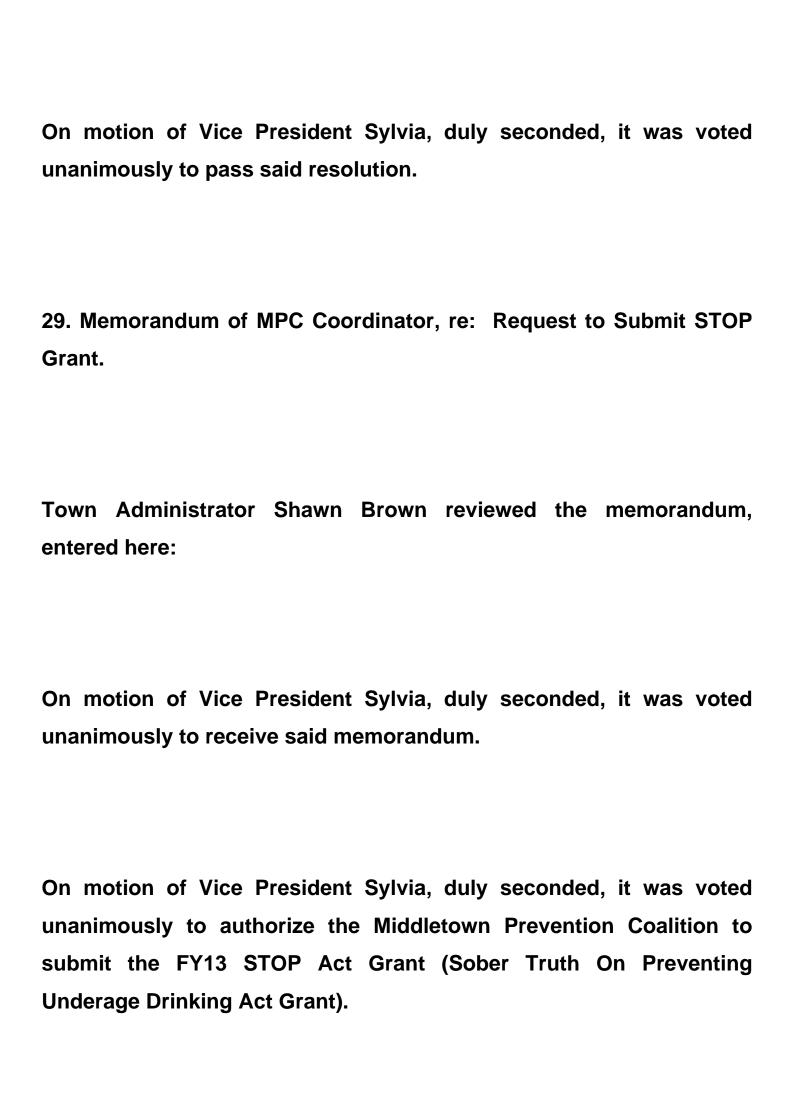
Councillor Rodrigues questioned if the redesign is too early, due to the upcoming West Side Master plan.

Town Administrator Shawn Brown, responding to Councillor Rodrigues, explained that RIDOT and VHB were given all data regarding the West Side Master Plan and are aware of changes. All were factored in when reviewing the intersection.

Councillor Adams noted the AIPC studies along with many other traffic studies regarding the area. Mr. Adams explained that the Planning Board is the best vehicle for review of the Two Mile Corner redesign and all concerns can be brought up at the public hearings.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously to refer the Two Mile Corner Redesign to the Planning Board and follow the schedule as outlined in the above

memorandum.
TOWN ADMINISTRATOR COMMUNICATIONS
27. Memorandum of Finance Director, thru Town Administrator, with enclosures, re: Contract Award – Precast Concrete Restrooms at the Berkeley Peckham School.
Town Administrator Shawn Brown reviewed the memorandum, entered here:
On motion of Vice President Sylvia, duly seconded, it was voted unanimously to receive said memorandum.
28. Resolution of the Council, re: Award of contract for Precast Concrete Restrooms at the Berkeley Peckham School.



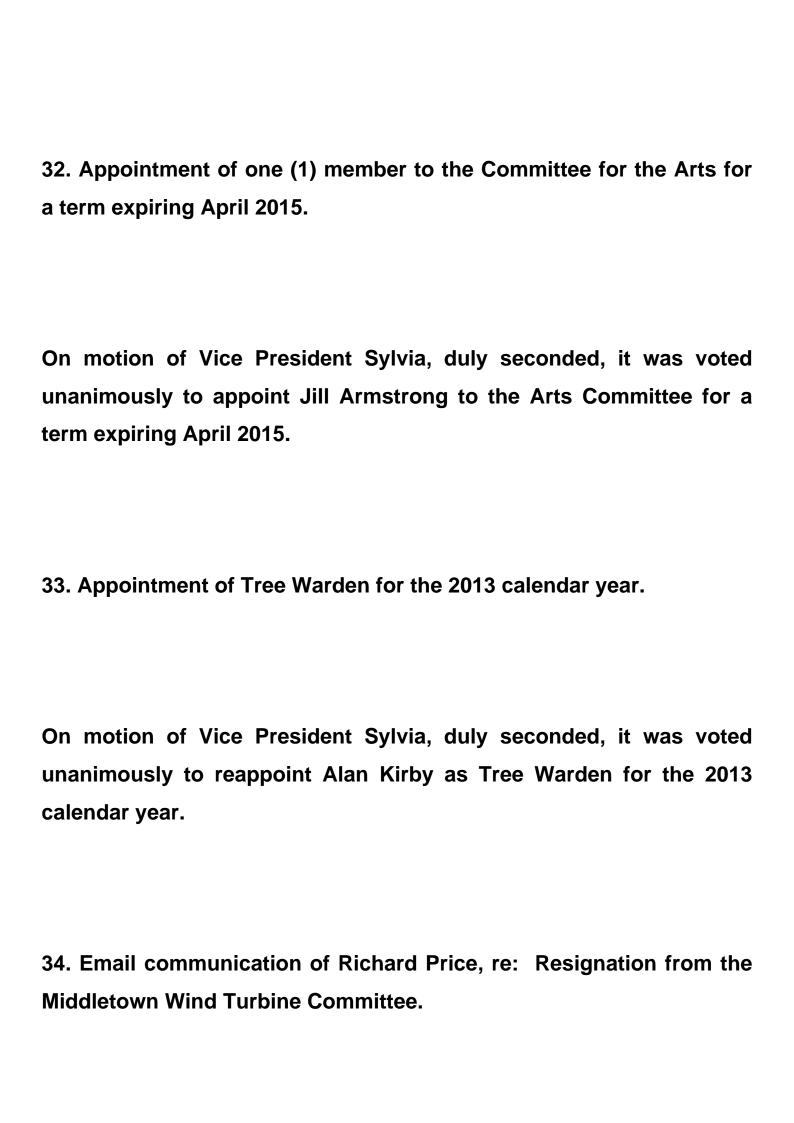
APPOINTMENTS TO BOARDS & COMMITTEES

30. Appointment of four (4) members to the Planning Board; three (3) for terms expiring February 2016 and one (1) to complete a term expiring February 2014.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously continue this matter to the next Regular Meeting of the Council to be held on March 4, 2013.

31. Appointment of one (1) member to the Economic Development Advisory Committee for a term expiring January 2016.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously to reappoint J. Michael Hill to the Economic Development Advisory Committee for a term expiring January 2016.



On motion of Vice President Sylvia, duly seconded, it was voted unanimously to receive said email communication and accept resignation with regret.

On motion of Vice President Sylvia, duly seconded, it was voted unanimously to adjourn said meeting at 8:17 p.m.

Wendy J.W. Marshall, CMC

Council Clerk

Published by ClerkBase

©2013 by Clerkbase. No Claim to Original Government Works.